

PATENT
Docket No. 459712000100

2682

8

TLR

9/17/02

CERTIFICATE OF HAND DELIVERY

I hereby certify that this correspondence is being hand filed with the United States Patent and Trademark Office in Washington, D.C. on March 4, 2002.

Melissa Garton
Melissa Garton

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

Victor ACUNA

Serial No.: 09/758,356

Filing Date: January 12, 2001

For: DUAL SIGNALING CHANNEL
COMMUNICATION SYSTEM AND
METHOD

Examiner: N. Ly

Group Art Unit: 2682

RECEIVED

MAR 08 2002

Technology Center 2600

**INFORMATION DISCLOSURE
STATEMENT UNDER 37 CFR 1.97**

Commissioner for Patents
Washington, D.C. 20231

Sir:

Pursuant to 37 CFR 1.97 and 1.98, Applicant submits for consideration in the above-identified application the documents listed on the attached Form PTO-1449. Copies of the documents are also submitted herewith. The Examiner is requested to make these documents of record.

The documents listed on the attached Form PTO-1449 were cited in a Search Report (copy attached) directed to a counterpart international or foreign application.

This Information Disclosure Statement is submitted:

- ☒ After receipt of a first Office Action on the merits but before mailing of a final Office Action or Notice of Allowance.

113

☒ A Certification under 37 C.F.R. § 1.97(e) is provided below; accordingly, no fee is believed to be due.

I hereby certify that each item of information was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.

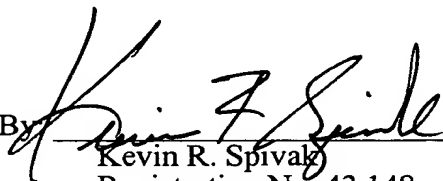
Applicant would appreciate the Examiner initialing and returning the Form PTO-1449, indicating that the information has been considered and made of record herein.

The information contained in this Information Disclosure Statement under 37 CFR 1.97 is to the best of my knowledge and is not to be construed as a representation that: (i) a complete search has been made; (ii) additional information material to the examination of this application does not exist; (iii) the information, protocols, results and the like reported by third parties are accurate or enabling; or (iv) the above information constitutes prior art to the subject invention.

In the event that the transmittal letter is separated from this document and the Patent Office determines that an extension and/or other relief is required, Applicant petitions for any required relief including extensions of time and authorizes the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing **459712000100**. However, the Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Dated: March 4, 2002

Respectfully submitted,

By 
Kevin R. Spivak
Registration No. 43,148

Morrison & Foerster LLP
2000 Pennsylvania Avenue, N.W.
Washington, D.C. 20006-1888
Telephone: (202) 887-6924
Facsimile: (202) 263-8396